

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

YUKIO KUSADA,

Plaintiff,

v.

BERKSHIRE EAST SKI RESORT, UNION
TERMINAL PIERS, INC., NORTHFIELD
MOUNT HERMON SCHOOL, FRANCIS
MILLARD and MICHAEL ATKINS,

Defendants.

v.

TAKERU KUSADA,

Third Party Defendant.

Civil Action No. 05-30043-MAP

STIPULATION OF DISMISSAL

The parties to this action, by their attorneys, hereby stipulate that it be dismissed with prejudice without interest or costs for any party and waiving all rights to appeal.

YUKIO KUSADA

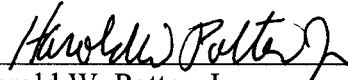
NORTHFIELD MOUNT HERMON
SCHOOL, FRANCIS MILLARD AND
MICHAEL ATKINS

By his Attorneys,

By their attorneys

BREAKSTONE, WHITE-LIEF & GLUCK, P.C.

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Dated: 3/14/07

Dated: 3/9/2007